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STATE OF DELAWARE
DEPARTMENT OF STATE

DIVISION OF PROFESSIONAL REGULATION

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PUBLIC MEETING MINUTES:	DELAWARE REAL ESTATE COMMISSION
MEETING DATE AND TIME:	Friday, April 9, 2010 at 9:00 a.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room A , second floor of the Cannon Building
MINUTES APPROVED:	May 13, 2010

MEMBERS PRESENT

Ricky H. Allamong, Professional Member, Chairman
Vincent M. White, Professional Member, Vice-Chairman
Gilbert Emory, Public Member
James C. Brannon, Jr., Public Member
Patricia O'Brien, Public Member
Christopher J. Whitfield, Professional Member

DIVISION STAFF/ DEPUTY ATTORNEY GENERAL

Eileen Heeney, Deputy Attorney General
Gayle Melvin, Administrative Specialist III

MEMBERS ABSENT

Andrew Staton, Professional Member, Secretary
Denise R. Stokes, Public Member

ALSO PRESENT

TracyLee Elmore, SCAOR
Janis Williams-Shepherd
Michael Cervelli
Donna Harrington
Justin Soss
Paul Schlimme
Donald Grimes, Jr.
Kim Hurley, Court Reporter

CALL TO ORDER

Mr. Allamong called the meeting to order at 9:15 a.m.

RULE TO SHOW CAUSE HEARINGS

Linda C. Hughes

Ms. Heeney called the rule to show cause hearing to order at 9:18 a.m. This hearing was held for Linda C. Hughes to show cause why the Commission should not suspend or revoke her license for failure to provide proof of completion of the mandatory broker's core course between the dates of May 1, 2007 through April 30, 2009. Ms. Hughes was not present for the hearing. Verbatim testimony was recorded by the court reporter.

At 9:19 a.m., the Commission went off the record for deliberations. The Commission went back on the record at 9:28 a.m. A motion was made by Mr. Brannon, seconded by Mr. Whitfield that the Commission suspends Ms. Hughes' broker's license for a period of a minimum of 30 days or until she provides proof to the Commission that she has completed the broker's core course. Ms. Hughes will not be able to use this broker's core course for the 2012 renewal and her record will be flagged for audit for the 2012 renewal. The motion passed unanimously. The hearing concluded at 9:29 a.m.

Michael Cervelli

Ms. Heeney called the rule to show cause hearing to order at 9:32 a.m. This hearing was held for Michael Cervelli to show cause why the Commission should not suspend or revoke his license for failure to provide proof of completion of 15 hours of continuing education during the May 1, 2007 through April 30, 2009 licensure period. Mr. Cervelli was sworn in by the court reporter. Verbatim testimony was recorded by the court reporter.

At 9:37 a.m., the Commission went off the record for deliberations. The Commission went back on the record at 9:43 a.m. A motion was made by Mr. Whitfield, seconded by Mr. Brannon that the Commission suspends Mr. Cervelli's broker's license for a period of a minimum of 90 days or until he provides proof to the Commission that he has completed the required continuing education. Mr. Cervelli will not be able to use these courses for the 2012 renewal and his record will be flagged for audit for the 2012 renewal. The motion passed unanimously. The hearing concluded at 9:44 a.m.

Janis Williams-Shepherd

Ms. Heeney called the rule to show cause hearing to order at 9:50 a.m. This hearing was held for Janis Williams-Shepherd to show cause why the Commission should not suspend or revoke her license for failure to provide proof of completion of the mandatory salesperson's core course and the legislative update course between the dates of May 1, 2007 through April 30, 2009. Ms. Williams-Shepherd was sworn in by the court reporter. Verbatim testimony was recorded by the court reporter.

At 9:56 a.m., the Commission went off the record for deliberations. The Commission went back on the record at 10:02 a.m. A motion was made by Mr. Whitfield, seconded by Mr. Brannon that the Commission suspends Ms. Williams-Shepherd's salesperson's license for a period of a minimum of 14 days or until she provides proof to the Commission that she has completed the salesperson's core course and the legislative update course. Ms. Williams-Shepherd will not be

able to use this salesperson's core course and legislative update course for the 2012 renewal and her record will be flagged for audit for the 2012 renewal. The motion passed unanimously. The hearing concluded at 9:29 a.m.

Donna M. Harrington

Ms. Heeney called the rule to show cause hearing to order at 10:10 a.m. This hearing was held for Donna M. Harrington to show cause why the Commission should not suspend or revoke her license for failure to provide proof of completion of the mandatory salesperson's core course between the dates of May 1, 2007 through April 30, 2009. Ms. Harrington was sworn in by the court reporter. Verbatim testimony was recorded by the court reporter.

At 10:16 a.m., the Commission went off the record for deliberations. The Commission went back on the record at 10:17 a.m. A motion was made by Mr. White, seconded by Mr. Brannon that the Commission suspends Ms. Harrington's salesperson's license for a period of a minimum of 14 days or until she provides proof to the Commission that she has completed the salesperson's core course. Ms. Harrington will not be able to use this salesperson's core course for the 2012 renewal and her record will be flagged for audit for the 2012 renewal. The motion passed unanimously. The hearing concluded at 10:18 a.m.

The Commission recessed from 10:19 a.m. to 10:30 a.m.

Sima Kislak Jelin

Ms. Heeney called the rule to show cause hearing to order at 10:31 a.m. This hearing was held for Sima Kislak Jelin to show cause why the Commission should not suspend or revoke her license for failure to provide proof of completion of 15 hours of continuing education between the dates of May 1, 2007 through April 30, 2009. Ms. Jelin was not present for the hearing. The Commission had received an email stating that she is not able to comply with the continuing education requirements due to health reasons and requesting that her license be cancelled. Verbatim testimony was recorded by the court reporter.

At 10:33 a.m., the Commission went off the record for deliberations. The Commission went back on the record at 10:40 a.m. A motion was made by Mr. White, seconded by Mr. Whitfield that the Commission suspends Ms. Jelin's broker's license for a period of a minimum of 30 days or until she provides proof to the Commission that she has completed the 15 hours of continuing education. Ms. Jelin will not be able to use these courses for the 2012 renewal and her record will be flagged for audit for the 2012 renewal. Ms. Jelin will be notified that her license is not cancelled. The motion passed unanimously. The hearing concluded at 10:42 a.m.

Justin Soss

Ms. Heeney called the rule to show cause hearing to order at 10:47 a.m. This hearing was held for Justin Soss to show cause why the Commission should not suspend or revoke his license for failure to provide proof of completion of the required 15 hours of continuing education and the mandatory salesperson's core course between the dates of May 1, 2007 through April 30, 2009. Mr. Soss was sworn in by the court reporter. Verbatim testimony was recorded by the court reporter.

At 10:55 a.m., the Commission went off the record for deliberations. The Commission went back on the record at 11:00 a.m. A motion was made by Mr. Whitfield, seconded by Mr. White that the Commission grants Mr. Soss a 30-day extension in which to complete the salesperson's

core course and to provide documentation of completion. Mr. Soss will not be able to use this course for the 2012 renewal and his record will be flagged for audit for the 2012 renewal. The motion passed unanimously. The hearing concluded at 11:02 a.m.

Catherine M. Kempski

Ms. Heeney called the rule to show cause hearing to order at 11:04 a.m. This hearing was held for Catherine M. Kempski to show cause why the Commission should not suspend or revoke her license for failure to provide proof of completion of the mandatory legislative update course between the dates of May 1, 2007 through April 30, 2009. Ms. Kempski was not present for the hearing. Ms. Kempski did submit documentation that she had completed the legislative update course on August 11, 2009. Verbatim testimony was recorded by the court reporter.

At 11:06 a.m., the Commission went off the record for deliberations. The Commission went back on the record at 11:10 a.m. A motion was made by Mr. Whitfield, seconded by Mr. Brannon that the Commission suspends Ms. Kempski's salesperson's license for a period of 14 days and to accept the credits from the legislative update course taken on August 11, 2009 to meet the deficiency. Ms. Kempski will not be able to use this course for the 2012 renewal and her record will be flagged for audit for the 2012 renewal. The motion passed unanimously. Ms. Kempski will also be advised that the NAR Code of Ethics course is not a part of the approved continuing education. The hearing concluded at 11:12 a.m.

Paul Schlimme

Ms. Heeney called the rule to show cause hearing to order at 11:15 a.m. This hearing was held for Paul Schlimme to show cause why the Commission should not suspend or revoke his license for failure to provide proof of completion of the 15 hours of continuing education including the mandatory broker's core course between the dates of May 1, 2007 through April 30, 2009. Mr. Schlimme was sworn in by the court reporter. Verbatim testimony was recorded by the court reporter.

At 11:24 a.m., the Commission went off the record for deliberations. The Commission went back on the record at 11:27 a.m. A motion was made by Mr. White, seconded by Mr. Whitfield that the Commission suspends Mr. Schlimme's broker's license for a period of a minimum of 14 days or until he provides proof to the Commission that he has completed the required courses. Mr. Schlimme will not be able to use these courses for the 2012 renewal and his record will be flagged for audit for the 2012 renewal. The motion passed unanimously. The hearing concluded at 11:28 a.m.

The Commission recessed from 11:29 a.m. to 12:30 p.m.

Donald Grimes, Jr.

Ms. Heeney called the rule to show cause hearing to order at 12:34 p.m. This hearing was held for Donald Grimes, Jr. to show cause why the Commission should not suspend or revoke his license for failure to provide proof of completion of the mandatory salesperson's core course between the dates of May 1, 2007 through April 30, 2009. Mr. Grimes was sworn in by the court reporter. Verbatim testimony was recorded by the court reporter.

At 12:40 p.m., the Commission went off the record for deliberations. The Commission went back on the record at 12:53 p.m. A motion was made by Mr. Whitfield, seconded by Mr. Brannon that the Commission takes no action. Mr. Grimes will not be able to use the

salesperson's core course taken on August 11, 2009 for the 2012 renewal and his record will be flagged for audit for the 2012 renewal. The motion passed unanimously. The hearing concluded at 12:55 p.m.

A discussion was held regarding two salespersons from the same office not complying with the continuing education requirements. A letter will be sent to the broker of record advising of this and that he should reevaluate the office policy to assure compliance.

Daniel D. Ryan

Ms. Heeney called the rule to show cause hearing to order at 1:00 p.m. This hearing was held for Daniel D. Ryan to show cause why the Commission should not suspend or revoke his license for failure to respond to the continuing education audit for the May 1, 2007 through April 30, 2009 licensure period. Mr. Ryan was not present for the hearing. Verbatim testimony was recorded by the court reporter.

At 1:02 p.m., the Commission went off the record for deliberations. The Commission went back on the record at 1:17 p.m. A motion was made by Mr. Whitfield, seconded by Mr. Emory that the Commission suspends Mr. Ryan's salesperson's license for a period of six months for failure to respond. If Mr. Ryan does not contact the Commission and request a rule to show cause hearing within the six months, his license will be revoked. The motion passed unanimously. The hearing concluded at 1:20 p.m.

Richard A. Lundregan

Ms. Heeney called the rule to show cause hearing to order at 1:23 p.m. This hearing was held for Richard A. Lundregan to show cause why the Commission should not suspend or revoke his license for failure to respond to the continuing education audit for the May 1, 2007 through April 30, 2009 licensure period. Mr. Lundregan was not present for the hearing. Verbatim testimony was recorded by the court reporter.

At 1:29 p.m., the Commission went off the record for deliberations. The Commission went back on the record at 1:30 p.m. A motion was made by Mr. White, seconded by Mr. Whitfield that the Commission suspends Mr. Lundregan's broker's license for a period of six months for failure to respond to the continuing education audit. If Mr. Lundregan does not contact the Commission and request a rule to show cause hearing within the six months, his license will be revoked. The motion passed unanimously. The hearing concluded at 1:31 p.m.

Sherry L. Heffernan

Ms. Heeney called the rule to show cause hearing to order at 1:33 p.m. This hearing was held for Sherry L. Heffernan to show cause why the Commission should not suspend or revoke her license for failure to respond to the continuing education audit for the May 1, 2007 through April 30, 2009 licensure period. Ms. Heffernan was not present for the hearing. Ms. Heffernan had sent an email stating that she had completed the required continuing education and that she took the last course on April 28, 2009. She faxed a copy of the certificate for the course taken on April 28, 2009. Verbatim testimony was recorded by the court reporter.

At 1:35 p.m., the Commission went off the record for deliberations. The Commission went back on the record at 1:39 p.m. A motion was made by Mr. Brannon, seconded by Mr. Emory that Ms. Heffernan must provide copies of the certificates from the continuing education courses that she completed within 30 days or her license will be suspended for six months. If Ms. Heffernan

does not contact the Commission and request a rule to show cause hearing within the six months, her license will be revoked. The hearing concluded at 1:40 p.m.

OTHER BUSINESS BEFORE THE COMMISSION (for discussion only)

There was no other business before the Commission.

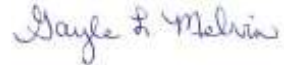
PUBLIC COMMENT

There was no public comment at this meeting.

ADJOURNMENT

A motion was made by Mr. Brannon, seconded by Mr. Emory to adjourn the meeting. The motion passed unanimously. The meeting adjourned at 1:42 p.m.

Respectfully submitted,

A handwritten signature in blue ink that reads "Gayle L. Melvin". The signature is written in a cursive, flowing style.

Gayle L. Melvin
Administrative Specialist III